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JUN 19 2006

OFFICE OF PETITIONS

In re Application of: :
Bates, et al. :
Patent No.: 6,927,277 :
Issue Date: 9 August, 2005 :
Application No. 09/943,121 :
Filed: 30 August, 2001 :
Attorney Docket No.: 8CN-8817A :

ON PETITION

This is a decision on the request filed on 27 March, 2006, under 37 C.F.R. §3.81 wherein Petitioner seeks the have the Office accept the correction of the instant patent to reflect issuance in the name of the assignee, and considered under 37 C.F.R. §1.323 to correct Applicant/Petitioner's error in the issuance of the patent to the Assignee under 37 C.F.R. §1.183 (for waiver) and 37 C.F.R. §3.81.

The petition is **DISMISSED**.

The address of the petition is different from that of the address of record. As a courtesy a copy of this decision is being provided to Petitioner, however, until/unless the proper Notice is filed of record, all communication will be directed to the address presently of record.

NOTES:

- (1) Any petition (and fee) for reconsideration of this decision must be submitted

within two (2) months from the mail date of this decision. Extensions of time under 37 C.F.R. §1.136(a) are permitted. The reconsideration request should include a cover letter entitled “Renewed Petition under 37 C.F.R. §§1.183, 1.323, 3.81.”

- (2) Thereafter, there will be no further reconsideration of this matter.

BACKGROUND

As is evident from the caption, above, the instant application:

- was filed on 30 August, 2001; and
- issued as a patent on 9 August, 2005

Petitioner has failed to provide to required data—which may include the assignment recordation data.

The requirements as to a Certificate of Correction are set forth at under 37 C.F.R. §1.323 to correct Applicant/Petitioner’s error in the issuance of the patent to the Assignee under 37 C.F.R. §1.183.

Petitioner may also consult the commentary at MPEP §§1480 - 1485.

The instant petition is dismissed.

Further correspondence with respect to this matter should be addressed as follows:¹

By mail: Commissioner for Patents²
P.O. Box 1450
Alexandria, VA 22313-1450

By FAX: IFW Formal Filings
(571) 273-8300

¹ On July 15, 2005, the Central Facsimile (FAX) Number changed to (571) 273-8300. The old FAX number no longer is in service and (571) 273-8300 will be the only facsimile number recognized for centralized delivery. (For further information. see: <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/cfax062005.pdf>.)

² To determine the appropriate addresses for other subject-specific correspondence, refer to the USPTO Web site at www.uspto.gov.

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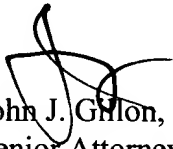
3

ATTN.: Office of Petitions

By hand: Mail Stop: Petition
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

The instant application is released to IFW Files Repository.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3214.

A handwritten signature in black ink, appearing to read "John J. Gillon, Jr.", is written over the printed name.

John J. Gillon, Jr.
Senior Attorney
Office of Petitions

cc:
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